

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Shawn Michael Olthoff,

Case No. 20-cv-00956 (ECT-LIB)

Plaintiff,

v.

Jason Warnygora, acting in his individual capacity as a Carlton County Deputy; Carlton County; the City of Moose Lake, as a member of the Carlton County area Consolidated Emergency Response Team (CERT); and the City of Cloquet, as a member of the Carlton County area CERT,

**STIPULATION OF DISMISSAL
WITH PREJUDICE OF
DEFENDANT JASON WARNYGORA**

Defendants.

The undersigned attorneys hereby advise the Court that all of the claims by Plaintiff, Shawn Michael Olthoff, against Defendant, Jason Warnygora, individually, and in his official capacity, or otherwise, in the above-entitled cause of action are hereby dismissed with prejudice.

THEREFORE, IT IS HEREBY STIPULATED BY AND BETWEEN, Plaintiff, Shawn Michael Olthoff, and his attorney, Robert Bennett, and the attorneys for Defendants, that Plaintiff Shawn Olthoff's entire action against Jason Warnygora, either officially or individually, or otherwise, is hereby dismissed with prejudice.

Plaintiff specifically acknowledges this dismissal is voluntarily entered into and further that no payment or separate consideration is being paid for entering into this dismissal from or on behalf of Jason Warnygora. These parties also agree that no costs or

disbursements or attorney's fees, including attorney's fees pursuant to 42 U.S.C. § 1988 will be sought, recovered, or paid by Plaintiff or the dismissed Defendant.

The undersigned hereby pray for an Order of the Court dismissing all claims against Defendant Jason Warnygora, either officially or individually, or otherwise.

IT IS FURTHER STIPULATED that, without further notice, all of Plaintiff's claims against Jason Warnygora, without costs or disbursements or attorney's fees to any of the parties, are dismissed on the merits and with prejudice.

Dated: 10/2/2020

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s/ Marc E. Betinsky

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Dated: 10/2/2020

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